

## REPORTS ANALYSIS DIVISION REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: June 7, 2017

ANALYST: Michael Adamsky

- I. COMMITTEE: Let America Work  
C00582700  
Benjamin Ottenhoff, Treasurer (11/30/16-Present)  
George Mitchell, Treasurer (8/4/15-11/29/16)  
PO Box 9891  
Arlington, VA 22219
- II. RELEVANT STATUTE: 52 U.S.C. § 30104(g)(1)  
11 CFR § 104.4(c)

## III. BACKGROUND:

**Failure to Provide Supporting Schedules (Failure to Timely File 24-Hour Reports)**

Let America Work ("the Committee") failed to timely file one (1) 24-Hour Report to support one (1) independent expenditure, totaling \$324,821.00, disclosed on the 2016 30 Day Post-General Report made after the 20th day, but more than 24 hours before the day of the 2016 General Election held in the state of Wisconsin (Attachment 2).

On November 30, 2016, the Committee filed a 24-Hour Report to support one (1) independent expenditure, totaling \$324,821.00, disseminated October 31, 2016 (Image 201611309037588212).

On December 8, 2016, the Committee filed their 2016 30 Day Post-General Report, covering the period from October 20, 2016 through November 28, 2016, which included a Schedule E (Itemized Independent Expenditures) disclosing four (4) independent expenditures totaling \$436,971.80 made in opposition of one (1) federal candidate. The Committee failed to timely file one (1) 24-Hour Report to support one (1) independent expenditure, totaling \$324,821.00, for the 2016 General Election in the state of Wisconsin (Images 201612089040051008-09).

On March 16, 2017, a Request for Additional Information (RFAI) was sent to the Committee referencing the 2016 30 Day Post-General Report. The RFAI noted the Committee may have failed to timely file one or more of the required 24-Hour Reports regarding independent expenditures. A chart was included with the RFAI identifying one (1) independent expenditure, totaling \$324,821.00, for which a 24-Hour Report had not been timely filed (Image 201703160300082794-96).

On March 21, 2017, Benjamin Ottenhoff, the Committee's Treasurer, called the Reports Analysis Division (RAD) Analyst to note that he had received the RFAI and to ask whether a response was required. Mr. Ottenhoff noted that the Committee was already aware of the issue and had filed a *sua sponte* submission with the Office of General Counsel (OGC). Mr. Ottenhoff asked whether any further response was required, and whether failure to respond would incur additional penalties. The Analyst informed him that the Committee could either submit a letter explaining that the Committee would not be taking any action with regards to the RFAI, or the Committee could simply let the response window close. Mr. Ottenhoff informed the Analyst that the Committee would likely not send a response and would instead let the response window close (Attachment 3).

On April 28, 2017, the RAD Analyst spoke with Mr. Ottenhoff and let him know that the issue addressed in the RFAI referencing the 2016 30 Day Post-General will be referred to another office for additional enforcement and advised him to file a Miscellaneous Electronic Submission ("FEC Form 99") if he has any additional information to add to the public record. Mr. Ottenhoff stated that the Committee would likely not file an FEC Form 99 (Attachment 3).

To date, no further communications have been received from the Committee regarding this matter.

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O-Index (2017-2018)

Cmte. ID: C00582700 Cmte. Name: LET AMERICA WORK  
 Treasurer Name: OTTENHOFF, BENJAMIN Address: PO BOX 9891, ARLINGTON, VA 22219  
 Cmte. Type: O (INDEPENDENT EXPENDITURE-ONLY COMMITTEE) Cmte. Designation: U (UNAUTHORIZED) Filing Frequency: QUARTERLY FILER

Form Tpl	Rpt Tp	A/I	Recpt Dt	Pgs	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltr Mail Dt	Begin Cash	Receipts	Disb	End Cash	Debits	Loans	Debits & Loans
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No records were found for this cycle.

O-Index (2015-2016)

Cmte. ID: C00582700 Cmte. Name: LET AMERICA WORK  
 Treasurer Name: OTTENHOFF, BENJAMIN Address: PO BOX 9891, ARLINGTON, VA 22219  
 Cmte. Type: O (INDEPENDENT EXPENDITURE-ONLY COMMITTEE) Cmte. Designation: U (UNAUTHORIZED) Filing Frequency: QUARTERLY FILER

Form Tpl	Rpt Tp	A/I	Recpt Dt	Pgs	Begin Img#	Beg Cvg Dt	End Cvg Dt	Ltr Mail Dt	Begin Cash	Receipts	Disb	End Cash	Debits	Loans	Debits & Loans
R02	30G	N	3/16/2017	3	201703160300082794	10/20/2016	11/28/2016		\$0	\$388,200	\$203,439	\$184,760	\$0		\$0
F3XN	YE	N	1/31/2016	17	201601319004998856	8/4/2015	12/31/2015		\$184,760	\$885,800	\$198,967	\$571,592	\$0		\$0
F3XN	Q1	N	4/15/2016	24	201604159012459292	1/1/2016	3/31/2016		\$571,592	\$521,801	\$512,420	\$580,973	\$0		\$0
F3XN	Q2	N	7/15/2016	28	201607159020584197	4/1/2016	6/30/2016		\$571,592	\$521,801	\$512,420	\$580,973	\$0		\$0
F3XA	Q2	A	10/14/2016	28	201610149032522048	4/1/2016	6/30/2016		\$580,973	\$217,200	\$678,164	\$125,008	\$0		\$0
F3XN	Q3	N	10/14/2016	27	201610149032525392	7/1/2016	9/30/2016		\$125,008	\$481,550	\$84,809	\$521,749	\$0		\$0
F3XN	12G	N	10/27/2016	18	201610279039935524	10/1/2016	10/19/2016		\$481,550	\$71,150	\$548,788	\$46,110	\$0		\$0
F3XN	30G	N	12/8/2016	18	201612089040050992	10/20/2016	11/28/2016		\$46,110	\$0	\$577	\$45,533	\$0		\$0
F3XN	YE	N	1/31/2017	6	201701319042250203	11/29/2016	12/31/2016		\$0	\$0	\$0	\$0	\$0		\$0
F24N	48	N	1/8/2016	1	201601089004444261										
F24N	48	N	4/1/2016	1	201604129012304907										
F24N	48	N	9/17/2016	1	201609179030841553										
F24N	48	N	9/2/2016	1	201609029023771640										
F1A	A	A	11/30/2016	5	201611309037586975										
F1A	A	A	11/30/2016	5	201611309037587132										
F24N	24	N	11/30/2016	1	201611309037588212										
F1N	F1N	N	8/4/2015	5	201508049000776789										
F24N	24	N	10/31/2016	1	201610319037012390										
F24N	24	N	11/1/2016	1	201611019037012207										
Totals									\$2,265,701	\$2,220,167					

O-Index (2013-2014)

Cmte. ID: C00582700 Cmte. Name: LET AMERICA WORK  
 Treasurer Name: OTTENHOFF, BENJAMIN Address: PO BOX 9891, ARLINGTON, VA 22219  
 Cmte. Type: O (INDEPENDENT EXPENDITURE-ONLY COMMITTEE) Cmte. Designation: U (UNAUTHORIZED) Filing Frequency: QUARTERLY FILER

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No records were found for this cycle.

**Let America Work (C00582700)**

2016 30 Day Post-General Report, received December 8, 2016

**24-Hour Report Not Timely Filed**

Name of Payee	Date of Dissemination (Schedule E)	Expenditure Amount	Candidate Supported	State and Date of Election in which Disseminated
Stick & Rudder Strategies, Inc.	10/31/2016	<b>\$324,821.00</b> 24 Hour Report Required	Russell Feingold	Wisconsin 2016 General (11/8/16)